

**MEDICAL EXAMINING BOARD  
REGULAR MEETING  
MAY 22, 2002**

**MEMBERS PRESENT:** Drs. Darold Treffert, Sidney Johnson, Ronald Grossman, Glenn Hoberg, Clark Olsen, Lief Erickson, Bhupinder Saini and Karen Kalishek and Virginia Heinemann

**MEMBERS EXCUSED:** Drs. Sandra Mahkorn, Alfred Franger and Mohammed Sethi and Muriel Harper

**STAFF PRESENT:** Deanna Zychowski, Bureau Director, Wayne Austin, Legal Counsel, Karen Rude-Evans, Program Assistant

**GUESTS:** Shelley Roebel, Purdue Pharma; Tony Driesen, Larry Beck, and Curt Detro, WANA; Tom Hanson, Terry Hottenroth and Dr. John Kruehl, WSA

**CALL TO ORDER**

Chair Darold Treffert called the meeting to order at 8:03 a.m.

**APPROVAL OF AGENDA**

Amendments: -Issue Complaints 00 MED 167 and 01 MED 208  
-Written report from Virginia Heinemann regarding FSMB Annual Meeting  
-Correspondence from David L. Crosby, MD, regarding supervision of PA's  
-Additional information in the matter concerning Mark M. Benson, MD  
-Petition for Rehearing in the matter concerning Mark A. Huffman, MD  
-Review application of Yeping Sun, MD  
-Additional informational items  
-Full Board Oral Examination of Kenneth Westrate, MD, is canceled  
-Appearance of Louis Seno, Jr., MD, is postponed to next month

**MOTION:** Clark Olsen moved, seconded by Ronald Grossman, to approve the agenda as amended. Motion carried unanimously.

**APPROVAL OF MINUTES OF APRIL 24, 2002**

**MOTION:** Clark Olsen moved, seconded by Ronald Grossman, to approve the Minutes of April 24, 2002 as written. Motion carried unanimously.

**REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND  
ADMINISTRATIVE RULES**

These reports were informational.

## **FSMB INCLUSION OF A CLINICAL SKILLS EXAMINATION USING STANDARDIZED PATIENTS INTO THE USMLE**

This item was informational.

### **REPORT OF FSMB MEETING**

Glenn Hoberg, Deanna Zychowski and Virginia Heinemann attended the annual FSMB meeting held April 25-27 in San Diego. Ms. Heinemann submitted a written report of the sessions she attended during the meeting.

### **SECRETARY OSCAR HERRERA**

Secretary Herrera addressed the Board regarding the board member newsletter *Open Session* and the survey that was sent out with the newsletter. A board member workshop has been scheduled for June 25.

### **KATHARINE HILDEBRAND**

Katharine Hildebrand, Office of Legal Services, spoke to the Board about the upcoming Board Member Workshop and encouraged all the Board members to attend. A reception will be held that evening at the Governor's mansion. Ms. Hildebrand is also working on revising the format of the *Regulatory Digest* in order for it to be more attractive and user friendly.

### **PUBLIC HEARING ON PROPOSED RULES RELATING TO COOPERATING IN A TIMELY MANNER IN AN INVESTIGATION OF UNPROFESSIONAL CONDUCT**

Chair Darold Treffert called to order at 8:31 the public hearing on proposed rules relating to cooperating in a timely manner in an investigation of unprofessional conduct. No speakers registered, however the Board reviewed written testimony and comments. Additional written testimony and comments must be received by the Department within the next 30 days. The hearing was adjourned at 8:37 a.m.

### **REVIEW OF SECTION 66 FR 56762 RELATING TO CRNA'S**

Chair Darold Treffert gave a brief history of the laws relating to the practice of CRNA's. Tom Hanson, Dr. John Krueel and Terry Hottenroth, representing the Wisconsin Society of Anesthesiologists, spoke to the Board and urged them to recommend to the Governor to not opt out of the federal law. Lawrence Beck, CRNA, Curt Detro, CRNA, and Tony Driessen, representing the Wisconsin Association of Nurse Anesthetists, also spoke to the Board and urged them to recommend to the Governor to opt out of the federal law.

**MOTION:** Bhupinder Saini moved, seconded by Ronald Grossman, to recommend to Governor McCallum to not opt out of Section 66 FR 56762 relating to practice of CRNA's. Karen Kalishek abstained. Motion carried.

## **REPORT OF SCREENING COMMITTEE**

Karen Kalishek reported the Screening Committee reviewed 36 complaints. Twenty four complaints were closed, 4 were opened, more information was requested on 6, one was resubmitted and one was sent for review.

## **RECESS TO CLOSED SESSION**

**MOTION:** Glenn Hoberg moved, seconded by Sidney Johnson, to recess to closed session pursuant to Chapter 19.85 (1)(a), (b), (f), and (g), Wis. Stats., for the purpose of annual appearances of licensees, reviewing requests for stays of suspensions and modifications of orders, deliberation of proposed stipulations, consideration of a request for extension of time to complete education, deliberation of an order fixing costs, reviewing equivalency of post-graduate training, issuing complaints, ratifying licenses and certificates, reviewing case status report, meeting and discussion with the Division of Enforcement and consulting with legal counsel. Roll call vote: Lief Erickson- yes, Ronald Grossman – yes, Virginia Heinemann – yes, Glenn Hoberg – yes, Sidney Johnson – yes, Karen Kalishek – yes, Clark Olsen – yes, Bhupinder Saini – yes, Darold Treffert – yes. Motion carried unanimously.

Open session recessed at 9:36 a.m.

## **RECONVENE IN OPEN SESSION**

**MOTION:** Clark Olsen moved, seconded by Lief Erickson, to reconvene in open session. Motion carried unanimously.

Open session reconvened at 12:00 p.m.

## **VOTING ON ITEMS CONSIDERED/DELIBERATED ON IN CLOSED SESSION**

**MOTION:** Ronald Grossman moved, seconded by Glenn Hoberg, to reaffirm all motions made during closed session. Motion carried unanimously.

## **ANNUAL APPEARANCES**

### **MICHAEL DEHNER, MD**

Michael Dehner, MD, made his annual appearance before the Board. He agreed to see the psychiatrist and have a report sent to the Board. No Board action was necessary.

### **LANCE YEOMAN, DO**

Lance Yeoman, DO, made his annual appearance before the Board. No Board action was necessary.

## **REQUESTS FOR STAYS OF SUSPENSIONS/CHANGES IN BOARD ORDERS**

### **DAVID D DARCY, MD**

**MOTION:** Sidney Johnson moved, seconded by Virginia Heinemann, to deny the request for a stay of suspension to David Darcy, MD, due to missed screens and the because the relationship with Tom Smith, CADC II is of a professional nature rather than treatment related. Motion carried unanimously.

### **NICHOLAS GEIMER, MD**

**MOTION:** Sidney Johnson moved, seconded by Clark Olsen, to deny the request for a stay of suspension to Nicholas Geimer, MD, for non-compliance with his Board Order. Motion carried unanimously.

### **MARK SMITH, MD**

**MOTION:** Sidney Johnson moved, seconded by Ronald Grossman, to return the matter concerning Mark Smith, MD, to DOE due to non-compliance and for further investigation. Motion carried unanimously.

### **MARK BENSON, MD**

**MOTION:** Ronald Grossman moved, seconded by Lief Erickson, to accept the voluntary surrender of license of Mark Benson, MD. Motion carried unanimously.

## **ORDER FIXING COSTS**

### **MAHMOOD MUSA, MD**

**MOTION:** Clark Olsen moved, seconded by Ronald Grossman, to adopt the Order Fixing Costs in the matter concerning Mahmood Musa, MD. Motion carried unanimously.

## **REVIEW OF POST-GRADUATE TRAINING AND EXPERIENCE**

### **STEWART HAMILTON, MD**

**MOTION:** Glenn Hoberg moved, seconded by Clark Olsen, to accept the post-graduate training and experience of Stewart Hamilton, MD, as equivalent to one year of post-graduate training in the United States or Canada. Motion carried unanimously.

## **RATIFYING LICENSES AND CERTIFICATES**

**MOTION:** Clark Olsen moved, seconded by Bhupinder Saini, to ratify the applicants as licensed to practice medicine and surgery in the State of Wisconsin. Motion carried unanimously.

**MOTION:** Clark Olsen moved, seconded by Bhupinder Saini, to ratify the applicants as licensed to practice as physicians assistants in the State of Wisconsin. Motion carried unanimously.

**MOTION:** Clark Olsen moved, seconded by Bhupinder Saini, to ratify the applicants as certified as respiratory care practitioners in the State of Wisconsin. Motion carried unanimously.

## **ISSUE COMPLAINTS**

**MOTION:** Clark Olsen moved, seconded by Ronald Grossman, that there is probable cause to believe that the licensee in **00 MED 167** is guilty of unprofessional conduct and that a complaint be issued a hearing be held. Motion carried unanimously.

**MOTION:** Clark Olsen moved, seconded by Ronald Grossman, that there is probable cause to believe that the licensee in **01 MED 208** is guilty of unprofessional conduct and that a complaint be issued a hearing be held. Motion carried unanimously.

## **APPLICATION REVIEW**

### **YEPING SUN, MD**

**MOTION:** Sidney Johnson moved, seconded by Glenn Hoberg, to require Yeping Sun, MD, to take an oral examination. Motion carried unanimously.

## **PETITION FOR REHEARING**

### **MARK A HUFFMAN, MD**

**MOTION:** Ronald Grossman moved, seconded by Sidney Johnson, to deny the Petition For Rehearing in the matter concerning Mark A. Huffman, MD. Motion carried unanimously.

## **PRACTICE QUESTION**

**MOTION:** Bhupinder Saini moved, seconded by Lief Erickson, to approve the request of **David L. Crosby, MD**, to supervise one full-time and two part-time physician assistants provided he is not supervising more than the equivalent of two full-time PA's. Motion carried unanimously.

## **CASE STATUS REPORT**

Dr. Bhupinder Saini was excused during deliberation and voting for the first complaint.

**MOTION:** Clark Olsen moved, seconded by Glenn Hoberg, to close complaint **01 MED 205** for no violation. Case advisor was Lief Erickson. Motion carried.

Dr. Bhupinder Saini returned to the meeting at this time.

**MOTION:** Glenn Hoberg moved, seconded by Clark Olsen, to close complaint **98 MED 133** for no violation. Case advisor was Glenn Hoberg. Motion carried unanimously.

**MOTION:** Sidney Johnson moved, seconded by Glenn Hoberg, to close complaint **01 MED 273** for no violation. Case advisor was Sidney Johnson. Motion carried unanimously.

## **DISCUSSION REGARDING SCHEDULING OF ORAL EXAMINATIONS**

Next month the oral examinations will be scheduled to immediately follow the Board meeting. There will be a total of four examiners and two rooms will be used.

## **A THANK YOU TO DR. GLENN HOBERG**

The Board thanked Dr. Glenn Hoberg for his years of service and contributions to the Board.

## **INFORMATIONAL ITEMS**

The Board noted the informational items.

## **ADJOURNMENT**

**MOTION:** Ronald Grossman moved, seconded by Virginia Heinemann, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 12:11 p.m.

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